

1
2
3
4
5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON
7

AMIR K. MAHMOOD,
Petitioner.

v.
JEH JOHNSON, Secretary, U.S.
Department of Homeland Security;
KEITH BROWN, Director, Yakima
Field Office, U.S. Citizenship and
Immigration Services; DEPARTMENT
OF HOMELAND SECURITY; and
UNITED STATES CITIZENSHIP
AND IMMIGRATION SERVICES,

Respondents.

NO: 4:15-CV-5107-RMP
ORDER OF DISMISSAL WITHOUT
PREJUDICE

On February 23, 2016, the Court issued an Order to Show Cause directing Plaintiff to show cause, on or before March 4, 2016, why this action should not be dismissed without prejudice for failure to timely effect service. *See* ECF No. 3. Plaintiff was cautioned that failure to respond within the time allowed would result in an entry of an Order of Dismissal without prejudice. Plaintiff failed to respond to the Court's Order to Show Cause until March 7, 2016. In addition to missing

1 the deadline, Plaintiff submitted a declaration of service that is not signed or dated,
2 ECF No. 4, and another document that shows delivery receipts for something that
3 was delivered in 2013, years before this case was filed, ECF No. 5. Neither of
4 these late documents are sufficient proof of service.

5 Accordingly, **IT IS HEREBY ORDERED** that Plaintiff's Complaint
6 is dismissed without prejudice and without costs to any party.

7 The District Court Clerk is directed to enter this Order, provide copies to
8 counsel, and **close this case**.

9 **DATED** this 8th day of March 2016.

10
11 _____
12 *s/ Rosanna Malouf Peterson*
ROSANNA MALOUF PETERSON
United States District Judge
13
14
15
16
17
18
19
20
21